

Jeremy S. Ochsenbein

Of Counsel

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Denver



Jeremy Ochsenbein is Of Counsel in the Denver office of Gibson, Dunn & Crutcher. He is a member of the firm's Litigation Department as well as its Government Contracts Practice Group, Environmental Litigation and Mass Tort Practice Group, Law Firm Defense Practice Group, Labor and Employment Practice Group, and the White Collar Defense and Investigations Practice Group. Prior to joining the Denver office, Jeremy worked in the firm's Los Angeles office.

Jeremy has significant experience preparing dispositive motions and handling complex discovery and motion practice in state and federal courts. He has assisted clients with federal and California False Claims Act and whistleblower claims, with particular focus on *qui tam* actions filed against educational institutions. Additionally, Jeremy has defended clients in a range of environmental matters. He also has significant experience representing national law firms in liability actions.

Representative matters in which Jeremy has served as a key member include:

- Representing a for-profit educational institution against False Claims Act allegations in related actions brought by two former employees, resulting in a dismissal of all claims by after the Southern District of Florida granted Gibson Dunn's motions for summary judgment. Both summary judgment orders were subsequently affirmed on appeal by the Eleventh Circuit.
- Representing a for-profit educational institution against False Claims Act allegations premised on "phantom student" allegations, resulting in a dismissal of all claims after the District of Nevada granted Gibson Dunn's motion for summary judgment. The district court's grant of summary judgment was subsequently affirmed on appeal by the Ninth Circuit.
- Representing a for-profit educational institution against retaliation claims brought by a former employee brought pursuant to the California False Claims Act, with the court dismissing all claims based on Gibson Dunn's demurrer, a decision which was subsequently affirmed by a California Court of Appeal.
- Represented a Fortune 500 corporation and its subsidiaries in a mass tort suit brought by approximately 1,500 property owners and other individuals alleging property damages and personal injury claims based on allegations of vapor intrusion of petroleum hydrocarbons in housing development in Carson, California, including conducting discovery on individual plaintiffs and assisting with summary judgment motions and motions to exclude plaintiffs' experts. The case ultimately resulted in a favorable settlement after the exclusion of one of the plaintiffs' key experts.
- Representing an AmLaw 100 law firm against malpractice and breach of fiduciary duty claims brought by the third-party beneficiary of a trust, including preparing and arguing a demurrer in Los Angeles Superior Court that resulted in the dismissal of

Capabilities

Litigation
Appellate and Constitutional Law
Consumer Protection
Environmental Litigation and Mass Tort
False Claims Act / Qui Tam Defense
Government Contracts
Labor and Employment
Law Firm Defense
White Collar Defense and Investigations

Credentials

Education

Duke University - 2009 Juris Doctor
University of Southern California - 1999
Master of Science
University of Southern California - 1997
Bachelor of Science

Admissions

California Bar
Colorado Bar

all claims.

- Representing an AmLaw 100 law firm against claims of malpractice, California False Claims Act violations, breach of contract, and equitable indemnity stemming from one of the largest municipal corruption scandals in California history, obtaining a voluntary dismissal of all claims with prejudice and a costs award prior to the close of discovery.
- Representing a former government defense contractor in a cost recovery action involving trichloroethylene (TCE) and perchlorate contamination.
- Representing a major hotel-casino operator in an action for breach of contract and other claims arising out of a promotional agreement related to a major poker tournament, resulting in a settlement prior to the close of discovery.
- Representing a non-profit entity engaged in a public-private partnership with the State of California against First Amendment and California constitutional claims stemming from a contract dispute.
- Representing an international environmental advocacy group in a quiet title action involving a dispute over a property boundary defined by a river, including serving as first chair for a two-day bench trial in the Routt County (CO) District Court, resulting in a victory that secured the client's property interests and an award of costs and expert fees.
- Representing a medical products company in an investigation by the Department of Justice regarding allegations of improper marketing of products.
- Representing a Fortune 500 technology company in an investigation involving the Federal Trade Commission.

Jeremy earned a Juris Doctor in 2009 from the Duke University School of Law, where he served on the Editorial Board of the *Duke Law Journal*. He was a Trustee Scholar at the University of Southern California, graduating *magna cum laude* with a major in Environmental Studies and earning Phi Beta Kappa honors. Jeremy also received a Master of Planning and Master of Public Administration from the University of Southern California. Prior to attending law school, Jeremy worked as a planner for cities in the Southern California area.

Jeremy is admitted to practice law in the states of Colorado and California, and has also been admitted to practice before the United States District Courts for the Central and Southern Districts of California and the District of Colorado.

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